A

JOURNAL

OF THE

PROCEEDINGS

OF

Jacob Wendell, *Samuel Watts*, *Thomas Hubbard* and *Chambers Ruſſel*, Eſqrs;

COMMISSIONERS

appointed by the HONOURABLE

SPENCER PHIPS, Eſq;

Lieutenant-Governour and Commander in Chief, in and over His Majeſty's Province of the *Maſſachuſetts-Bay* in *New-England*,

to Treat with the ſeveral Tribes

OF

Eaſtern Indians,

in order to Renew and Confirm

a general PEACE.

BOSTON in *NEW-ENGLAND*:

Printed by **John Draper**, Printer to the Honourable the Lieutenant-GOVERNOUR and COUNCIL. 1752.

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OF THE

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OF

the Honble. Samuel Wells, Thomas Hubbard and Chambers Russell, Esqrs.

COMMISSIONERS

appointed by the HONOURABLE

the General COURT, Esq.

Lieutenant-Governour and Commander in Chief, in and over His Majesty's Province of the Massachusetts-Bay in New-England,

to Treat with the several Tribes

OF

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BOSTON in NEW-ENGLAND:

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OF

The Proceedings of *Jacob Wendell*, *Samuel Watts*, *Thomas Hubbard*, and *Chambers Ruſſell*, Eſqrs; Commiſſioners appointed by the Honourable SPENCER PHIPS, Eſq; Lieutenant-Governour and Commander in Chief, in and over His Majeſty's Province of the *Maſſachuſetts-Bay* in *New-England*, to Treat with the ſeveral Tribes of *Eaſtern-Indians*, in order to Renew and Confirm a general PEACE.

Friday, October 13th 1752.

THIS Day the Commiſſioners being arrived at St. *George*'s, were inform'd by *Jabez Bradbury*, Eſq; Commander of the Fort, That there were only Two Indians of the *Penobſcott* Tribe now in the Fort; but that he underſtood there was a Number of the *Norridgawock* Indians at *Richmond* who had been waiting ſometime for the Arrival of the Commiſſioners; whereupon the Commiſſioners immediately diſpatch'd an Expreſs to Capt. *Lithgow* at *Richmond* Fort, directing him forthwith to come with as many of the Chiefs of the *Norridgawock* and other Tribes of Indians as were there; and another Expreſs to the *Penobſcotts*, by one of that Tribe, informing them of their Arrival here, and that they were now waiting for them in order to proceed on the Treaty.

In the Evening the Commiſſioners were inform'd that Capt. *Lithgow* was at *Pleaſant-Point* with a Number of the *Norridgawock* Indians, and would be at the Fort in the Morning. The Commiſſioners then ſent a Meſſenger to recall the Expreſs diſpatch'd to Capt. *Lithgow* in the Forenoon.

Saturday, October 14.

THIS Morning Capt. *Lithgow*, together with the *Norridgawock* Indians that were with him, came in; and after the uſual Salutations had paſs'd between the Commiſſioners and the Indians, the Commiſſioners told them, that they had ſent an Expreſs to the *Penobſcott* Indians, informing them of their Arrival; and as they expected in a few Days to ſee them, ſhould delay the Treaty until they came in; but in the mean Time had directed Capt. *Bradbury* to provide for their Subſiſtence.

Tueſday, October 17.

A Number of the *Penobſcotts* arriving this Afternoon, with Col. *Louis* one of their Chiefs, and after Salutations had paſs'd, Col. *Louis* deſired a Time might be ſet to begin the Conference; and propos'd To-Morrow at Three o'Clock in the Afternoon: To which the Commiſſioners agreed; and told them they wou'd give them Notice of the Time, by firing a Cannon.

Wedneſday, October 18.

Poſt Meridiem.

THE Commiſſioners being ſeated in the Parade of the Fort, and a Number of Indians of the *Penobſcott* and *Norridgawock* Tribes, as alſo two of the St. *John*'s Tribe being preſent, they were inform'd, that an Oath wou'd be now adminiſtred to Capt. *Joſeph Beane*, and to *Walter Mc'Farland* faithfully to Interpret what ſhould be ſaid at this Conference, both by the Engliſh and Indians; and alſo to Mr. *Ezekiel Price* truly to enter all Matters that ſhould paſs between the Commiſſioners and the Indians at this Conference.

Which Oaths were accordingly adminiſtred by Col. *Wendell.*

Then Col. *Wendell*, in the Name of the Commiſſioners, ſaid as follow, *viz.*

Friends and Brethren,

'IN Conſequence of a Commiſſion from his Honour Governour *PHIPS* to us (and Col. *Heath* ſince deceas'd,) we embark'd for St. *George's* the laſt Year; and came hither with full Power to ratify and confirm the Treaty of Peace made at *Falmouth* in 1749, (founded on Governour DUMMER's in 1726,) But as that Treaty was broke in upon in ſeveral Inſtances, by ſome of the Tribes of Indians included therein, particularly, (as is ſuppos'd) by the *Norridgawock*'s killing

killing and captivating ſeveral of the Inhabitants of this Province, as alſo by committing other Acts of Hoſtility ; and that Tribe not being here, it was then agreed by us and the *Penobſcotts* to defer the Conference till they could prevail on the *Norridgawocks* to come in, which they engag'd to uſe their Endeavours to do, and give Notice thereof to Capt. *Bradbury* accordingly.

' But theGovernment hearing nothing of the *Norridgawock*'s Diſpoſition for or Deſires of a Treaty, till the 16th of laſt Month, by a Letter (which if you deſire ſhall be now read to you) from a Number of that Tribe to the Governour, deſiring him to come himſelf (if he could) or appoint ſome other Gentlemen for that Purpoſe, readily agreed thereto ; but as the Affairs of the Province would not permit the Governour to appear in Perſon, he hath again ſent us fully impowered to treat with you. Now,

Friends and Brethren,

' We give Thanks to almighty GOD for the Preſervation of you and us, and giving us this Opportunity of ſeeing each other in Health.

' We hope you appear fully impowered on your Part to go upon the Buſineſs we are met upon.

' However, Before we proceed, we can't but takeNotice of the unfriendly Behaviour of the*Norridgawocks* ; who, after ſome of theirTribe were kindly receiv'd and entertain'd at*Boſton*, return'd and repeatedly came upon our Frontiers ; kill'd divers of our People, and carried others into Captivity, and alſo deſtroyed their Cattle : And, beſides this, one of their People return'd the Treaty made at *Falmouth* in 1749, deliver'd it to Capt. *Lithgow* at *Richmond* ; which looks as if they made no Account of it ; Therefore we expect they will let us know, whether this latter was the Act of their Tribe, or done only by a particular Indian, without their Order and Conſent.

' The Engliſh are diſpoſed for the Continuance of Peace ; and as a Proof thereof, the Government have directed us to aſſure you, That upon the Renewal of your Friendſhip with them, and ſo long as you (and the other Tribes of Eaſtern Indians) ſhall continue in Amity with the Engliſh, and keep firm and inviolable the Peace made ; they may depend upon receiving from the Government, in the Month of *October* annually, a ſuitable Preſent in Token of the Friendſhip ſubſiſting between them and this Government ; which we, in the Name of the Government, accordingly now do. '

Col. *Louis,*

Brethren,

' I Salute you all : It's GOD's Pleaſure that we are met to Day : The Sun ſhines bright : We ſee your Honours ; and we look upon it the ſame as if the Governour was preſent.

There are here a Number of the *Norridgawocks* and Two of the St. *John*'s Tribe, who were not here before. '

Commiſſioners. Are the *Norridgawocks* and the Indians of the St. *John*'s Tribe fully Impowered by their reſpective Tribes to treat with us ?

Louis. We on the Part of the *Penebſcotts* are fully impower'd to treat with you ; our Brethren the Indians knowing of our coming, ever ſince the laſt Summer.

Commiſſi

Commiſſi. Are you impowered to appear in behalf of the *Norridgawock* and St. *John*'s Tribe?

Louis. They are here, and will anſwer for themſelves.

Commiſſi. Are you of the *Norridgawock*, and St. *John*'s Tribe of Indians impowered to appear, and act at this Treaty, in behalf of your reſpective Tribes?
Had you a Meeting in Council before you came away?

Quinoius, a *Norridgawock.* We had a Meeting in great Council ſome Time ago, and our Brethren, the Indians of our Tribe, adviſed us to come here.
All that we do, the Indians will agree to, and like well, as they know of our coming.

Capt. *Ligthow* being preſent, addreſs'd the Commiſſioners, and inform'd them, That a Number of the *Norridgawock* Tribe of Indians appeared at *Richmond* Fort ſometime ago; who told him, they wou'd have attended at this Treaty; but it being the Seaſon for Hunting, they were obliged to go out; and withal ſaid, that what theſe Indians, who now appeared in behalf of that Tribe, agreed to, would be the Act of the whole Tribe.

Commiſſi. Speaking to the *Norridgawocks.*
Have you ſeen *Toxus* lately; does he know of your coming here?

Quinoius. Yes; Some of us have ſeen him; he knew of our coming here, lik'd it well, and adviſed us to come.

Commiſſi. We ſhould be glad to know of the St. *John*'s Indians, whether their Tribe ſent them here fully impowered to appear on their behalf.

Joſeph, of the St. *John*'s Tribe. The Sagamores of the St. *John*'s Tribe ordered me to come and attend at this Treaty.

Commiſſi. Did the Sagamores of your Tribe tell you they wou'd ſtand to what you ſhou'd now agree to?

Joſeph. They ordered me to come here to ſee, to hear, and to carry back what you ſaid at this Treaty.

Commiſſi. We are ſorry we don't ſee more of your Tribes: We ſhould be glad that every one were here, that we might treat them as Friends and Brethren.

Louis. It's all one; We are here; and it's the ſame as if all were preſent.

Commiſſi. This is all we have to ſay at preſent.

Louis. We have done ſpeaking for the preſent; To-morrow we will ſpeak again.

The Indians acquainted the Commiſſioners, after the Buſineſs was finiſhed, ſome freſh Meat would be very acceptable to them: The Commiſſioners told them an Ox ſhould be given them when they had Mind to receive it.

Commiſſi. What Time To-morrow ſhall you be ready to proceed on the Conference?

Louis. When the Sun is up, we will let you know.

Then King *GEORGE*'s Health was drank by the Commiſſioners and the Indians.

Thurſday,

Thurſday, October 19.

Commiſſi. WE are now ready to hear what you have to offer to us.

Louis. 'YOU were pleas'd Yeſterday to tell us, We were but few in Number, which was true; but yet, if we were but Four, it is the ſame, as if all the Tribe was preſent.

'There is a Number of the *Norridgawock* Tribe and two of the St. *John*'s Tribe here; you will hear what they have to ſay to you.

'There has of late Miſchief been done among us; but now we are all come to bury it: In order whereto, we are for proceeding upon Governour DUMMER's Treaty, by which it was concluded, That the Engliſh ſhould inhabit the Lands as far as the Salt-Water flowed, and no further; and that the Indians ſhould poſſeſs the reſt. Now,

Brethren,

'We deſire that both you and we ſhould endeavour, to the beſt we can, to obſerve this Treaty; which if we do will end in Peace.

'We again ſay, That we will follow Mr. DUMMER's Treaty; and either of us that act contrary to it, let him be puniſh'd; and, if either Party have acted contrary hereunto, let it now be ſetled, and not go any further, leaſt it lay the Foundation of a War between us.

'All the Tribes of Indians knew that there was to be a Treaty here, and have conſented to it.

Brethren,

'As I ſaid before, ſo I now ſay, That the Lands we own, let us enjoy; and let no Body take them from us. We ſaid the ſame to thoſe of our own Religion, the *French.* Altho' we are a Black People, yet GOD hath planted us here: GOD gave us this Land, and we will keep it. GOD decreed all Things; He decreed this Land to us; therefore neither ſhall the *French* or *Engliſh* poſſeſs it, but we will. This is agreeable both to King GEORGE and the *French* King; they wou'd have neither the *Engliſh* or *French* diſturb us in our Right; which if they ſhould, would ſet all theſe Lands on Fire.

'What I ſay, all the Indians now preſent ſay.'

Quinoius. What Brother *Louis* hath ſaid, We of our Tribe confirm the ſame.

Sabadis, a St. *John*'s Indian; The Tribe of St. *John*'s ſay the ſame.

Joſeph, a St. *John*'s Indian; The Tribe of St. *John*'s ſay and confirm what the *Penobſcott*'s have now ſaid.

Louis. One Word more I have to ſay to your Honours,

Brethren,

'IT is but ſeldom we can ſee the Faces of each other in Conferences, which we are ſorry for, and ſhould be glad it was oftner. Therefore, Let me ſpeak to you as to the Trade.

'Altho'

' Altho' our Beaver fetches a great Sum, it will purchaſe but a ſmall Matter of your Goods. The Cuſtom is, Where Perſons ſell the Cheapeſt, there we go to Trade; particularly to *Albany*, tho' it is at a great Diſtance, yet many go there to Trade, becauſe they ſell good Pennyworths, and give a good Price for Beaver.

Brethren,

' Lay theſe Things up in your Hearts, and carry them Home with you. '

' If Goods could be ſold as cheap here, as at *Albany*, and you would give as much for Beaver as they do; all the Indians would look upon this Place; would come here and Trade. '

Commiſſi. Upon our return Home we will mention to the Government what you have now ſaid relating to the Price of Goods ſupplied you; and Juſtice ſhall be done you therein.

Commiſſi. Yeſterday we mention'd to you that the Treaty made at *Falmouth* in the Year 1749, was delivered up to Capt. *Lithgow*, at *Richmond* Fort; to which you have ſaid nothing: We now demand of you an Anſwer to this Queſtion, Was it delivered up by Order of the whole Tribe of the *Norridgawocks*, or was it not?

Louis. That Treaty was not ſent in by the whole Tribe of the *Norridgawocks*, for they know nothing of it; but, as I am inform'd, it was only deliver'd up by one Man of that Tribe.

Commiſſi. Pray let the *Norridgawocks* anſwer for themſelves.

Commiſſi. (Speaking to the *Norridgawocks*,)
Was that Treaty delivered up by Order of the whole of your Tribe, or was it not?

Quinoius. It was not ſent in by Order of the whole of our Tribe; but only delivered to Capt. *Lithgow* by a ſingle Perſon for him to keep.

Commiſſi. Where is that Treaty now; have you taken it from Capt. *Lithgow*, or has he it with him?

Quinoius. We have it in our Hands.

Commiſſ. Are you of the *Norridgawock* and *Penobſcott* Tribes now ready to confirm that Treaty?

Indians. Yes: We are all ready to confirm it; we are coming to it, and will follow it.

Commiſſ. Col. *Wendell* holding that Treaty in his Hand, ſpake to rhe *Penobſcott* and *Norridgawock* Tribes, and ſaid, This is the Treaty made at *Falmouth* Three Years ago; of which Mr. DUMMER's Treaty is the Baſis; come and ſee the Hands and Marks of ſuch of your Tribes, and others that ſigned it. Capt. *Beane*, one of the Interpreters, carried ſaid Treaty to ſaid Tribes; they all viewed the ſame, and jointly and ſeverally owned and acknowledg'd it.

Commiſſ. We will now read this Treaty to you.

Indians. There is no need of it; we remember it well.

Commiſſ. Notwithſtanding, we ſhall read it, that if any Infringement has been made by either Party, Notice may be now taken of it.

The

The Commiſſioners then read the Treaty made at *Falmouth* in the Year 1749 Article by Article * ; and upon the firſt Article obſerved to the Indians, that they were bound to deliver the Captives that had been taken by them at their own Coſt and Charge ; that they expected it of them ; and that they ſhould do it with all poſſible ſpeed.

Commiſſ. By the firſt Article now read, you are obliged to return the Captives ; and therefore we expect it of you.

Quinious. What can we do, as to the returning them ? The little Ones that were taken, according to our Cuſtom, thoſe who take them, keep them for their own ; others turn to our Religion, and we can't force them away.

Commiſſ. We muſt again inſiſt upon your returning the Captives that have been taken by you.

Quinious. What you demand we will do : It is the Fall of the Year now ; and we cannot go for them : In the Spring we will go, and they ſhall be returned.

Commiſſ. We ſhall depend upon your Promiſe of returning them in the Spring.

Quinious. You may depend upon it.

Commiſſ. Where are the Children that were taken at *Swan-Iſland* ; are any here preſent that took them ?

Quinious. I was at *Swan-Iſland* when they were taken : One of them is at a Place called *Werenequois*, and the other is at St. *Francois*.

Commiſſ. Do you know what is become of them that were taken at *North-Yarmouth ?*

Indians. We know nothing of them.

Commiſſ. Do you know what Indians took ſaid Children from *North-Yarmouth ?*

Quinious. I know nothing but what I have heard : I was informed, that it was the St. *Francois* Indians that took them.

Upon the Third Article in the aforeſaid Treaty, the Commiſſioners ſaid, If there be any Encroachments made upon your Lands by the Engliſh, let us know it ; we will inform the Government of it, ſo that Juſtice may be done you.

Louis. There are ſome Engliſh who live at *Montinicus*, that interrupt us in our killing Seils, and in our Fowling : They have no Right there ; the Land is our own.

Commiſſ. What are the Names of thoſe Perſons who live there ?

Louis. One *Hall* and his Family.

Commiſſ. We will inform the Government of this your Complaint ; and if *Hall* has no Right to be there, you may depend upon his being removed.

* The ſaid Treaty is herewith re-printed in Pag. 14, 15.

Louis. I ſpeak at the Deſire of the *Norridgawocks*, and for them: Above *Richmond* there are ſome Things doing, which we believe you know nothing of.

Commiſſ. What is doing there, is by private Perſons who imagine they have an undoubted Right to thoſe Lands; and that if the Title of thoſe Perſons ſhou'd be good, it is not agreable to the Conſtitution of our Government to diſpoſſeſs Men of their Right: However, You may depend upon it, that the Government will examine into their Title to thoſe Lands, and endeavour to give you Satisfaction in this Point when you receive your Preſents the next Year.

Louis. We diſlike your Hunters, hunting on our Ground: They hunt as far as *Norridgawock*, and thereby ſpoil our Game, and hurt us greatly.

Commiſſ. Who are they; can you tell their Names?

Chebenood. I can't tell their Names: One of them lives at *Sheepſcutt*. — They go in Bands: They ſtole laſt Year Beaver out of our Traps; ſkin'd the Beaver and threw away the Fleſh by the Traps.

Commiſſ. The Government is entirely ignorant of this: We will inform them of it, and Juſtice ſhall be done you.

The Commiſſioners having read and caus'd to be interpreted all the Articles of the aforeſaid Treaty made in the Year 1749, ſaid to the Indians, 'Do you agree to the Articles now read; and are you ready to renew them for your ſelves, and your Tribes?

Louis. We have full Power to agree for our ſelves, and the others that are abſent; and we do agree to the Articles now read.

Commiſſ. ThePeace then is again renewed; and GOD grant that it may continue as long as the Sun and Moon endure. We expect that you of the *Penobſcott* Tribe engage for the *Norridgawocks* that they keep and maintain this Peace.

Louis. We will be their Bonds-men; you need not fear any more hurt being done you by them.

Commiſſ. As to the Article of Trade, we will give you an Anſwer in the Afternoon.

Indians. Very well.

Poſt Meridiem.

Commiſſioners,

Friends and Brethren,

'IN the Morning you mentioned to us the Article of Trade; which you deſire may be agreeable to Governour DUMMER's Treaty, inaſmuch as the Beaver you bring in, (tho' it ſells for a great Sum yet) fetches but little of our Goods. To which we reply, That if it be more agreable to you, to fix your Furrs at thePrices they were at in Governour DUMMER's Time; we are ready to agree that you ſhall have our Goods at that Price alſo: But would endeavour to convince you, that as the Trade is now carried on, it is more to your Advantage; that is, you get more

Profit

Profit now, than you did in Governour DUMMER's Day: And here we will give you one Inſtance; Then you gave us Five Pounds of Spring Beaver for Eight Gallons of Rum; but now you give us but Four Pounds for that Quantity; and ſo it is as to moſt of the other Articles, both of Furrs and Goods. We are perſwaded you muſt be miſtaken as to your Furrs ſelling better at *Albany* than here, inaſmuch as the Merchants who purchaſe your Beaver there, ſend it to *Boſton* for a Market; which they would never do, if they did not buy it at ſuch a Rate as to give them ſome Profit.

'However, You may depend on Juſtice being done you, both as to the Prices of our Goods, as well as of your Furs.'

Louis. You have made no Anſwer as to the Ground being turn'd over.

Commiſſ. To-Morrow we ſhall ſign the Treaty, as agreed to this Morning: The Hatchet is now buried; every Thing is forgot, as tho' it never had been; provided the *Norridgawocks* perform their Promiſe with reſpect to their bringing in the Captive Children; which we again tell you we abſolutely depend upon.

Louis. We pray you wou'd not let our Women have any Rum, nor our young Men too much leaſt they ſhould do Miſchief.

Commiſſ. Your Motion is quite pleaſing to us: Rum deſtroys the Conſtitution, and is the Cauſe of much Evil.

Louis. We have had great and long Experience of Capt. *Bradbury*'s Fidelity: The Lieutenant is a good Truck-Maſter; it wou'd do your Hearts good to ſee how kind he is to us, and how juſtly he treats us.

Commiſſ. We are glad that the Government has ſuch faithfull Officers; and that they pleaſe you ſo well.

We are inform'd, your young Men come to Capt. *Bradbury* for great Quantities of Rum; if he refuſes them, they tell him that he is only a Servant to the Government, and that they will lay out their Money as they pleaſe: Therefore, We intreat you to give a ſtrict Charge to them not to ſpend their Money in Rum: and as you deſire your Women ſhould not have any Rum, pray take care not to ſend them for it; or if you do, be not offended if Capt. *Bradbury* refuſes them.

Louis. Some of our young Men love Rum too much: They are ſometimes drunk by the Fort in the Winter-Time, and almoſt ready to periſh with Cold. We deſire that Care may be taken that they do not periſh, and that a Shelter be built for them.

Commiſſ. Where would you have a Shelter built?

Louis. By the Mill. We deſire not only a Shelter, but alſo a Bridge.

Commiſſ. Both ſhall be done; and we will give particular Orders to Capt. *Bradbury*, that they may be ſpeedily effected.

Louis. We deſire a Cauſeway over the Long-Meadow which leads to the Mills.

Commiſſ. We are inform'd that is impracticable.

Quinious. Capt. *Lithgow* of *Richmond* is a good-natur'd and faithfull Man in his Poſts: He takes a tender Care of our young Men when they are drunk, and rude to him; We deſire he may be continued.

Commiſſ. The Character you give him pleaſes us much; and we will inform the Government of it; and will uſe our Endeavours, that your Deſires may be complied with. Have you any Thing further to ſay to us?

Louis. We like well the Houſe and Bridge you have given Orders to Capt. *Bradbury* to build for our Conveniency; and thank you for it.

We have nothing further to ſay.

Commiſſioners, ſpeaking to the *Norridgawocks*; The Parents of the Children in Captivity are preſent; and are deſirous to know when you will go to *Canada* for their Children, that they may go with you.

Quinious. It is now bad Travelling every where; and will daily grow worſe and worſe.

Commiſſ. That is no Anſwer to our Queſtion: When will you go?

Quinious. We will go in the Spring.

Commiſſ. We deſire that you would acquaint Capt. *Lithgow* of it ſeaſonably, that he may inform the Parents of the captivated Children, that they may go with you.

Quinious. We will give Capt. *Lithgow* timely Notice, that ſo they may go with with us if they pleaſe.

Louis. It is almoſt Night: We are deſirous of returning to our Camp.—Have you any Thing more to offer?

Commiſſioners, ſpeaking to the *Penobſcotts*; Have you bro't with you the Treaty which was entered into, and executed by your Tribe at *Falmouth* Three Years ago?

Louis. No, It is at *Penobſcott?*

Commiſſ. If the *Norridgawocks* will leave theirs with us to Night, every Thing ſhall be ready to execute To-morrow: And inaſmuch as your Treaty is not here, the ſame that we write on their Treaty ſhall be wrote on a diſtinct Parchment; which, when executed, you may carry Home and put hem together.

To-morrow we purpoſe to finiſh this Treaty; and ſhall then give you the Preſents ſent by the Government.

Commiſſ. We drink King *GEORGE*'s Health; and Proſperity to your reſpective Tribes.

Louis. We drink King *GEORGE*'s Health; and rejoice in the happy Concluſions of this Day: And as a Teſtimony of it, after the Indians had all drank the ſame Health, paid the Commiſſioners a Compliment of Thanks, according to the Cuſtom of Indians, and ſung a Song.

Friday, October 20.

Louis. I Have one Thing more to ſay,

When our Hatchets are out of order or want mending; our young Men throw them away, becauſe there is no Perſon here to mend them. We deſire that a Smith might be ſent us here for that Purpoſe.

Commiſſ.

Commiſſ. At our Return Home, the Government ſhall be inform'd of what you ſay, relating to this Matter.

The Parchments containing the Ratification of the Treaty of Peace made at *Falmouth* in the Year 1749, laying on the Table before the Commiſſioners, Col. *Wendell*, in their Name, ſaid to the *Penobſcotts* and *Norridgawocks* ;

' Here is the Ratification of the Treaty of Peace made at *Falmouth* by ſome of your Tribes three Years ago. One Part of which we will now ſign on the Behalf of the Government : The other Part is for you to ſign in behalf of your reſpective Tribes. '

Which Ratification, after having been diſtinctly interpreted to the Indians, was executed by the Commiſſioners and the Indians accordingly. †

After which, the Guns from the Fort, as alſo thoſe from the Country Sloop, were diſcharged, and three loud Huzzas given by the Engliſh and the Indians.

Then the Commiſſioners told the Indians that in the Morning the Preſents ordered them by the Government, ſhould be deliver'd.

The Commiſſioners drank King *GEORGE*'s Health, and Proſperity to the Peace now confirm'd ; which was pledg'd by the Indians.

Saturday, October 21.

THE Preſents ordered by the Government to be given to the Indians being placed in the Parade of the Fort, in two ſeperate Parcels, one for the *Penobſcotts*, the other for the *Norridgawocks*.

Commiſſioners, ſpeaking to the *Penobſcotts* ; Here is the Preſent from the Government for you that now appear ; and we ſhall leave in the Hands of Capt. *Bradbury*, ſomething for thoſe of your Tribe that are abſent.

Then the Commiſſioners delivered to the *Norridgawocks* that Part of the Preſent laid out for them ; and at the ſame Time told them, they ſhould leave with Capt. *Lithgow* ſomething for thoſe of their Tribe that were not preſent.

The Commiſſioners (by Col. *Wendell* their Chairman) preſented to *Louis*, a Belt of Wampum ; and told him to carry that Belt to *Penobſcott*, and lodge it with the Treaty ; that It was to bind faſt together all that had been agreed upon at this Conference.

Alſo a Belt of Wampum was given to *Noodagaweramet*, for him to carry to the *Norridgawocks*, to be kept with the Treaty, in order to bind faſt together all that has been agreed upon at this Conference.

Likewiſe a String of Wampum was left with *Noodagawaremet* to draw in all the Tribes of Indians into a general Peace with the Engliſh.

Louis. We of the *Penobſcotts* are very thankful for the Preſent now made us, and to thoſe of our Brethren that are abſent.

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† See the Ratification in the laſt Page.

We

We heartily rejoice in the Peace now concluded upon; and hope it will laſt as long as the Sun and Moon endure.

Quinious. We of the *Norridgæwocks*, thank your Honours for the Preſent you have now given us, and our Brethren that are abſent.

We join with Brother *Louis*, in hearty deſires, that the Peace now made, may laſt to the End of Time.

And then the Commiſſioners ordered an Ox to be given them.

The Conference being now ended; the Indians took leave of the Commiſſioners and departed.

Then the Commiſſioners went on Board in order to proceed Home.

Province of the
Maſſachuſetts-Bay,

THE *aforegoing Conference was taken as it paſs'd by and between the Commiſſioners within-named, and the reſpective Indians within-mentioned.*

Atteſt. Ezekiel Price, *Cler.*

The Treaty referr'd to in the foregoing Conference, is as follows,

Province of the Maſſachuſetts-Bay in NEW-ENGLAND.

At Falmouth *in* Caſco-Bay, *the* ſixteenth *Day of* October, *in the twenty third Year of the Reign of our Sovereign Lord* GEORGE *the* Second, *by the Grace of* GOD, *of* Great-Britain, France, *and* Ireland, *KING, Defender of the Faith,* &c. *in the Year of our Lord,* 1749.

The Submiſſion and Agreement of the *Eaſtern Indians.*

WHEREAS *a War has for ſome Years paſt been made and carried on by the* Indians *of the Tribes of* Penobſcot, Norridgawock, St. Francois, *and other* Indians, *inhabiting within His Majeſty's Territories of* New-England, *againſt the Governments of the* Maſſachuſetts-Bay *and* New-Hampſhire, *contrary to ſeveral Treaties heretofore ſolemnly entred into: And the ſaid* Indians *being now ſenſible of the Miſeries and Troubles they have involved themſelves in, and being deſirous to be reſtored to His Majeſty's Grace and Favour, and to live in Peace with all His Majeſty's Subjects; and that all former Acts of Injury may be forgotten;*

WE the Underwitten, being delegated and impowered to repreſent and act for and in behalf of the *Indians* aforeſaid, have concluded to make, and do by theſe Preſents in their Name make, our Submiſſion unto His moſt Excellent Majeſty *GEORGE*, the Second, by the Grace of GOD, of *Great-Britain, France* and *Ireland*, KING, Defender of the Faith, *&c.* in as full and ample a Manner as any of our Predeceſſors have heretofore done.

And, We do by theſe Preſents engage with *Thomas Hutchinſon, John Choate, Iſrael Williams* and *James Otis*, Eſqrs; commiſſioned by the Honourable *SPENCER PHIPS*,

PHIPS, Eſq; as He is Lieutenant-Governour and Commander in Chief of the Province of the *Maſſachuſetts-Bay*, and with the Governors or Commanders in Chief of ſaid Province for the Time being,

That is to ſay;

IN the Name and Behalf of the Tribes and *Indians* aforeſaid, We do promiſe and engage, THAT at all Times for ever, from and after the Date of theſe Preſents, We and They will ceaſe and forbear all Acts of Hoſtility, Injuries and Diſcords towards all the Subjects of the Crown of *Great-Britain*, and not offer the leaſt Hurt, Violence or Moleſtation to them or any of them, in their Perſons or Eſtates; but will henceforward hold and maintain, a firm and conſtant Amity with all the *Engliſh*; and will never Confederate or Combine with any other Nation to their Prejudice.

THAT all the Captives taken in this preſent War ſhall forthwith be reſtored, without any Ranſom or Payment to be made for them or any of them.

THAT His Majeſty's Subjects the *Engliſh*, ſhall and may peaceably and quietly enter upon, improve and enjoy all and ſingular their Rights of Land, and former Settlements, Properties and Poſſeſſions within the Eaſtern Parts of the ſaid Province of the *Maſſachuſetts-Bay*, together with all Iſlands, Iſlets, Shoars, Beaches and Fiſhery within the ſame, without any Moleſtation or Claims by us or any other *Indians*, and be in no ways interrupted or diſturbed therein. *Saving* to the Tribes of *Indians* within His Majeſty's Province aforeſaid, and their natural Deſcendants reſpectively all their Lands, Liberties and Properties, not by them conveyed or ſold to or poſſeſſed by any of the *Engliſh* Subjects as aforeſaid; as alſo the Priviledge of Fiſhery, Hunting and Fowling as formerly.

THAT all Trade and Commerce which hereafter may be allowed between the *Engliſh* and the *Indians*, ſhall be under ſuch Management and Regulation as the Government of the *Maſſachuſetts* Province ſhall direct.

IF any Controverſy or Difference at any Time hereafter happen to ariſe between any of the *Engliſh* and *Indians*, for any real or ſuppoſed Wrong or Injury done on either Side, no private Revenge ſhall be taken for the ſame; but a proper Application ſhall be made to His Majeſty's Government upon the Place for Remedy or Redreſs thereof in a due Courſe of Juſtice: We ſubmitting ourſelves to be ruled and governed by His Majeſty's Laws, and deſiring to have the Benefit of the ſame.

WE do further engage, That if any *Indians*, ſhall at any Time hereafter commit any Act of Hoſtility againſt the *Engliſh*, we will join our young Men with the *Engliſh* in reducing ſuch *Indians* to Reaſon.

In the next Place, We the Underwritten do promiſe and engage with *Theodore Atkinſon* and *John Downing*, Eſqrs; commiſſioned by His Excellency BENNING WENTWORTH, Eſq; Governor and Commander in chief of His Majeſty's Province of *New-Hampſhire*, and with the Governors and Commanders in chief of ſaid Province for the Time being: That we, and the *Indians* we repreſent and appear for, ſhall and will henceforth ceaſe and forbear all Acts of Hoſtility, Injuries and Diſcords, towards all the Subjects of His Majeſty KING *GEORGE*, within the ſaid Province. And we do underſtand and take it, That the ſaid Government of *New-Hampſhire* is alſo included and comprehended in all and every the Articles aforegoing, excepting that reſpecting the Regulation of the Trade with us.

In Teſtimony whereof, we have ſigned theſe Preſents, and affixed our Seals.

[This Treaty is ſigned and ſeal'd by Five of the *Penobſcotts*, Eight of the *Norridgawocks*, and Six of the *Arraſaguntaccoks* and *Weewenocks*.]

The

The Ratification *of the aforegoing* TREATY,

WE whoſe Names are under-written, being fully authorized and impowered by our reſpective Tribes, having had the within Articles of Peace diſtinctly and deliberately read over and interpreted to us; DO by theſe Preſents, in a publick and ſolemn Manner, as well for ourſelves as for the reſt of our Tribes, Ratify, Affirm and Confirm, all and ſingular the within Articles of Peace to His Moſt Sacred Majeſty King *GEORGE* the Second; and that the ſame, and each of them, be, and ſhall continue and remain to be, in full Force, Efficacy, and Power, to all Intents and Purpoſes whatſoever.

DONE and Concluded at the Fort at St. George's *before* Jacob Wendell, Samuel Watts, Thomas Hubbard, *and* Chambers Ruſſel, *Eſqrs.* COMMISSIONERS *appointed by the Honourable* SPENCER PHIPS, *Eſq; Lieutenant-Governour, and Commander in Chief, in and over His Majeſty's Province of the* Maſſachuſetts-Bay *in* New-England.

Witneſs *Our Hands and Seals this Twentieth Day of* October, *in the Twenty-ſixth Year of the Reign of our Sovereign Lord* GEORGE *the Second, by the Grace of GOD, of* Great-Britain, France, *and* Ireland, KING, *Defender of the Faith*, &c. *and in the Year of our LORD* 1752.

NORRIDGAWOCKS.

Noodagawerramet, and a Seal.
Quinious, and a Seal.
Pramegon, and a Seal.
Ungeweſconunt, and a Seal.
Praſawa, and a Seal.
Pearmeſet, and a Seal.
Natanus, and a Seal.
Bethememe, and a Seal.
Warungawando, and a Seal.
Sarle, and a Seal.
Franewarer, and a Seal.

PENOBSCOTTS,

Louis, and a Seal.
Eſpegueunt, and a Seal.
Sabadis or nemouwon, and a Seal.
Noodoot, and a Seal.
St. Joſeph, and a Seal.
Chebenood, and a Seal,
John Marie, and a Seal.
Sockabeſoz, and a Seal.
Eſawanuit, and a Seal.
Sanood, and a Seal.
Sabadi, and a Seal.
Joſeph, and a Seal.
Sarr, and a Seal.
Arreris, and a Seal.
Eſpegooſaret, and Seal.
John Henrys, and a Seal.
Majewhomboit, and a Seal.
Joſeph, and a Seal.

WITNESSES,

Henry Vaſſal	*James Whidden*	*Benja. Burton*	*John Howard*
Henry Gibbs	*Joſeph Robinſon*	*William James*	*Samuel Howard*
William Lawrence	*Jabez Bradbury*	*Joſhua Treat*	*Lazarus Noble*
David Phips	*Tho. Fletcher*	*David Kelloch*	*Joſeph Beane*
Job Lewis	*Tho. Killpatrick*	*Samuel Boge*	*Waltar McFarland*
John Wendell, ter.	*William Lithgow*	*Moſes Robinſon*	*John Comrin*
Rob't Rutherford	*Samuel Goodwin*	*John Ulmer*	*Ebenezer Rockwell*
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